



EFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of SHINITZKY  
Appln. No. 09/936,922  
Date Filed: October 31, 2001  
For: PHARMACEUTICAL COMPOSITIONS COMPRISING CYCLIC...

Art Unit: 1617  
Examiner: S. Wang  
Washington, D.C.  
Atty.'s Docket: SHINITZKY=5  
Date: August 31, 2004

**Confirmation No. 3023**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop Amendment  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Transmitted herewith is a ☒ **AMENDMENT AND REMARKS** in the above-identified application.

☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

☐ Applicant claims small entity status. See 37 C.F.R. §1.27.

☒ No fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL	* 15	MINUS	** 20	0	x 9	\$		x 18	\$
INDEP.	* 3	MINUS	*** 3	0	x 43	\$		x 86	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ 145	\$		+ 290	\$
					ADDITIONAL FEE TOTAL		OR	TOTAL	

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
☐ First - \$ 55.00  
☐ Second - \$ 210.00  
☐ Third - \$ 475.00  
☐ Fourth - \$ 740.00  
Month After Time Period Set

Other Than Small Entity  
Response Filed Within  
☐ First - \$ 110.00  
☐ Second - \$ 420.00  
☐ Third - \$ 950.00  
☐ Fourth - \$ 1480.00  
Month After Time Period Set

- ☐ Less fees (\$ ) already paid for month(s) extension of time on .
- ☐ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ .
- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: SHINITZKY =5

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Meir SHINITZKY	)	Examiner: S. Wang
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Appln. No.: 09/936,922	)	Washington, D.C.
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Date Filed: October 31, 2001	)	Confirmation No. 3023
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For: PHARMACEUTICAL COMPOSITIONS	)	August 31, 2004
COMPRISING CYCLIC...	)	

**REPLY: AMENDMENT AND REMARKS**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **Mail Stop AMENDMENT**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Replying to the Office Action mailed July 28, 2004,  
please amend as follows:

**Amendments to the Claims** are reflected in the listing of claims

which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.